P27125 A03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Joachim HASCH et al. Group Art Unit: 1772

Appln. No. : 10/521,151 Examiner: Thomas, A

Filed : January 13, 2005 Confirmation No.: 9119

For : BUILDING BOARD

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Pursuant to Applicants' duty of disclosure under 37 C.F.R. §1.56, and in accordance with the provisions of 37 C.F.R. §§1.97 et seq., Applicants respectfully bring the following documents, listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Applicants respectfully request that the Examiner consider the materials cited and indicate such consideration by appropriately initialing the enclosed PTO-1449 and including a copy of the initialed form in the next official communication.

Copies of the cited/listed non-U.S. patent documents are included herewith. However, pursuant to the U.S. Patent and Trademark Office's decision to waive the requirement under 37 C.F.R. 1.98 (a)(2)(i), copies of the cited/listed U.S. patents and U.S. published patent applications are not enclosed herewith.

This citation does not constitute an admission that the documents are relevant or material to the claims. They are only cited as constituting related art of which Applicants are aware. Applicants became aware of the documents cited herein through the prosecution of previous patent applications before the USPTO and abroad, and through extensive lititation in the floor

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panel industry, including, for example, Alloc, Inc. v. International Trade Commission, 342 F.3d 1361, 68 U.S.P.Q. 1161 (Fed. Cir. 2003). Accordingly, these documents are being submitted pursuant to Applicants' duty of disclosure under 37 C.F.R. §1.56 and to assist the Examiner in performing the most effective examination process.

Applicants note that this Supplemental Information Disclosure Statement is being filed after receipt of the first action on the merits from the U.S. Patent and Trademark Office and prior to the mailing date of either a final rejection under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311. Accordingly, Applicants hereby authorize the Commissioner to charge any fees necessary to ensure consideration of the documents cited herein to Deposit Account No. 19-0089, including the amount of \$180.00 as set forth in 37 C.F.R. §1.17(p) for consideration of the documents under 37 C.F.R. §1.97(c).

Should there be any questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

> Respectfully submitted, Joachim HASCH et al.

Andrew M. Calder Reg. No. 38,093

December 13, 2006 GREENBLUM & BERNSTEIN, P.L.C. 1950 Roland Clarke Place Reston, VA 20191 (703) 716-1191 Sheet 1 of 22

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	BY APP	LICANT	
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Application No. U.S. Department of Commerce Atty. Docket No. Patent and Trademark Office P27125 10/521.151 Applicant Joachim HASCH et al. Filing Date Group January 13, 2005 1772

U.S.	PATENT	DOCUMENTS

EXAMINER INITIAL		DO	CUM	ENT	NUM	BER		DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5	7	9	7	1	7	5	8/25/98	Schneider			
	6	0	2	3	9	0	7	2/15/00	Pervan			
	6	7	6	9	2	1	7	8/3/04	Nelson			
	6	7	6	9	8	3	5	8/3/01	Stridsman			
	6	7	6	1	0	0	8	7/13/04	Chen et al.			
	6	7	1	1	8	6	4	3/30/04	Erwin			
	6	7	7	5	5	4	5	1/13/04	Chen et al.			
	6	6	1	7	0	0	9	9/9/03	Chen et al.			
	6	5	5	3	7	2	4	4/29/03	Bigler			
	6	4	6	0	3	0	6	10/8/02	Nelson			
	6	4	5	3	6	3	2	9/24/02	Huang			
	6	4	4	9	9	1	8	9/17/02	Nelson		-	
	6	4	3	8	9	1	9	8/27/02	Knauseder			
	6	4	2	7	4	0	8	8/6/02	Krieger			
	6	0	6	5	2	6	2	5/23/00	Motta			
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Webster Dictionary, page 862.

Opposition II EPO, 698, 162 - Facts - Arguments Evidence (11 pages) - translation

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*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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INFORMATION DISCLOSURE STATEMENT
BY APPLICANT
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P27125	10/521,151
Applicant Joachim HASCH et al.	
Filing Date January 13, 2005	Group 1772

Patent and Trademark Office

EXAMINER INITIAL	Т	DO	CUM	ENT	NUM	BER		DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2	1	2	3	4	0	9	7/12/38	Elmendorf			
	2	2	8	0	0	7	1	4/21/42	Hamilton			
	4	2	4	5	6	8	9	1/20/81	Grard et al.			
	4	6	5	4	2	4	4	3/31/87	Eckert et al.			
	4	9	4	7	6	0	2	8/14/90	Pollasky			
	5	1	0	3	6	1	4	4/14/92	Kawaguchi et al.			
	5	2	0	5	0	9	1	4/27/93	Brown			
	5	7	3	6	2	2	7	4/7/98	Sweet et al.			
	5	5	4	0	0	2	5	7/30/96	Takehara et al.			
	5	2	8	3	1	0	2	2/1/94	Sweet et al.			
	1	9	2	1	1	6	4	8/8/33	Lewis			
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	1	2	7	5	5	1	1	5/24/72	GB				
	1	4	3	0	4	2	3	3/31/76	GB				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) U.S. Court of Appeals for the Federal Circuit, 02-1222-1291 Alloc, Inc. vs. International Trade Commission, pp. 1-32.

U.S. Court of Appeals for the Federal Circuit Decision in Alloc, Inc. et al. vs. International Trade Commission and Pergs, Inc. et al. decided September 10, 2003.

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EXAMINER

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)

U.S. Department of Commerce | Atty. Docket No. Application No. Patent and Trademark Office | P27125 10/521.151 Applicant

January 13, 2005

Joachim HASCH et al. Filing Date Group 1772

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	-		DOG	UMU	ENT	NUM	BER		DATE	NAVE	CLASS	SUBCLASS	FILING IF APPRO	
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		5	6	9	4	7	3	4	12/9/97	Cercone et al.				
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		5	2	5	1	9	9	6	10/12/93	Hiller et al.				
		4	1	6	4	8	3	2	8/21/79	Van Zandt				
		3	7	6	0	5	4	8	9/25/73	Sauer et al.				
		3	7	2	0	0	2	7	3/13/73	Christensen				
		3	6	0	8	2	5	8	9/28/71	V.E. Spratt				
		2	3	2	8	0	5	1	8/31/43	A.S. Bull				
		2	2	2	0	6	0	6	11/5/40	Malarkey et al.				
		2	0	6	5	5	2	5	12/29/36	Hamilton				
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		1	9	4	6	6	4	8	2/13/34	Taylor				
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	6	1	1	9	4	2	3	9/13/00	Costantino			
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		2	1	3	7	4	0	4/1/1879	Conner			
	4	7	6	9	9	6	3	9/13/88	Meyerson			
	5	2	9	5	3	4	1	3/22/94	Kajiwara			
	4	8	1	9	9	3	2	4/11/89	Trotter, Jr.			
	4	4	2	6	8	2	0	1/24/84	Terbrack et al.		i -	
	3	5	3	8	6	6	5	11/10/701	Gohner			
	6	0	0	6	4	8	6	12/28/99	Moriau et al.			
	4	2	4	6	3	1	0	1/20/81	Hunt et al.			
	5	3	4	9	7	9	6	9/27/94	Meyerson			
	2	7	4	0	1	6	7	4/3/56	Rowley			
	3	5	2	6	4	2	0	9/1/70	Brancaleone			y
	4	0	0	5	4	4	2	2/1/77	Cannady, Jr. et al.			
	4	9	0	5	4	4	2	3/6/90	Daniels			
	2	4	3	0	2	0	0	11/4/47	Wilson			

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							6	10/23/84	JP	JP			
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER DATE CONSIDERED

Sheet 6 of 22 Application No.

U.S. Department of Commerce | Atty. Docket No. FORM PTO-1449 Patent and Trademark Office | P27125

10/521.151 Applicant

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)

Joachim HASCH et al. Filing Date Group January 13, 2005 1772

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DO	CUM	ENT	NUM	BER		DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	20	103/	002	4200				2/6/03	Moriau et al.			
	20	02/	005	5245	5			5/16/02	Thiers			
	20	2002/0020127						2/21/02	Thiers et al.			
	20	02/	001	4047	7			2/7/02	Thiers			
	6	6	3	5	1	7	4	10/21/03	Berg eta I.		,	
	6	5	1	0	6	6	5	1/28/03	Pervan			
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	6	5	5	8	7	5	4	5/6/03	Velin et al.			
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FORM PTO-1449 U.S. Department of Commerce Atty. Docket No. Application No. Patent and Trademark Office | P27125 10/521,151 Applicant INFORMATION DISCLOSURE STATEMENT Joachim HASCH et al. BY APPLICANT (Use several sheets if necessary) Filing Date Group 1772 January 13, 2005 U.S. PATENT DOCUMENTS EXAMINER FILING DATE INITIAL DOCUMENT NUMBER DATE NAME CLASS SURCI ASS IF APPROPRIATE 7/8/03 Martensson et al. 11/4/03 Softe et al 7 1/6/81 Kosaka et al 4 3 1 1 8 8 6 1/2/01 Clark 2 2 9 5/15/01 Külik 4 2 2 9 7 5/15/01 Kolik 2 2 5/15/01 KOEK Knek D 4 5/22/01 D 4 4 2 7 0 5/22/01 Kalik 2 3 7 Я 5/29/01 Kang et al. 8 D 4 4 9 1 1 9 10/9/01 Külik 4 3 10/16/01 Kolik 2 10/16/01 Kolik 7 6/4/02 Martensson 4 3 6 1 5 9 8/20/02 Safta et al 6 4 0 5 9/10/02 Pervan FOREIGN PATENT DOCUMENTS TRANSLATION DOCUMENT NUMBER DATE COUNTRY CLASS SURCI ASS YES NO 96 / 3 0 1 7 10/3/96 wo 3 0 4 6/28/99 NO 6 5 0 11/30/98 SE 0 5 9 7 10/16/91 FR 4 9 1 11/26/93 FR 7 5 4/29/94 FR 6 9 7 2 7 7 1/16/41 СН 2 1 1 8 0 6 2 3 7 2 4 11/9/94 FR 5/10/95 EP 8 4 9 4 1 6 6/24/98 EP OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) EXAMINER DATE CONSIDERED *EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	U.S. Department of Commerce Patent and Trademark Office	
	DISCLOSURE STATEMENT	Applicant Joachim HASCH et al.

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BY APPLICANT (Use several sheets if necessary)

2003/0115821

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Filing Date Group January 13, 2005 1772

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 4 5 8 2 3 2	10/1/02	Valentinsson			
	8 4 6 1 6 3 6	10/8/02	Arth et al.			
-	2005/0003149	1/6/05	Kornfalt et al.			
	2004/0258907	12/23/04	Kornfalt et al.			
	2002/0106439	8/8/02	Cappelle			
	2004/0092006	5/13/04	Lindekens et al.			
	4 0 9 1 1 3 6	5/23/78	O'Brian et al.			
	6 1 8 6 7 0 3	2/13/01	Shaw			
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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FORM PTO-1449 U.S. Department of Commerce Atty. Docket No. Application No. Patent and Trademark Office P27125 10/521,151 Applicant INFORMATION DISCLOSURE STATEMENT Joachim HASCH et al. BY APPLICANT (Use several sheets if necessary) Filing Date Group 1772 January 13, 2005 U.S. PATENT DOCUMENTS EXAMINER FILING DATE INITIAL DOCUMENT NUMBER DATE NAME CLASS SURCLASS IF APPROPRIATE 2 9/18/23 Een 5/8/23 Parenne 7 7 20102 Ruthrauff 0 0 1 1 0 2 2/26/85 Knowles 0 9 9 3 5 8 7/11/78 Compaan ٥ 0 3 3 8 5/23/78 Bourgade 7 3 1/1/35 Mitte R 3 n 3 n 5/20/97 Austin 5 5 0 2 9 3 g 4/2/96 Zadok et al 5 2 6 6/8/93 Meyerson 8 9 8 3 6 4 2/21/33 Gynn 9 2 | 1/19/93 Itili 9/30/97 Wu 0 7 4/19/88 Fzerd 3 A 1 я 0 2 4 1/28/97 Bolyard et al. 7 4 9 7 10/22/96 Zegler et al. 5 6 4 0 0 2 5 7/30/96 Takehara et al. 4 7 7 3 | 12/18/23 Daniels 2003/0024201 2/6/03 Moriau et al 2003/0024201 2/8/03 Moriau et al FOREIGN PATENT DOCUMENTS TRANSLATION CLASS DOCUMENT NUMBER DATE COLINTRY SURCI ASS YES NO 4 2 4 0 5 7 2/14/35 CR 9/6/19 1 2 0 en. 5 10/15/43 ez. 4 0 2 3 2 5/30/74 CI 8/1/91 7 DE ۵ 6 4 1/5/00 EP 1 2 2 2 5 3/10/66 DE OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) EXAMINER DATE CONSIDERED

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FORM PTO-1449 U.S. Department of Commerce Atty. Docket No. Application No. P27125 Patent and Trademark Office 10/521.151 Applicant INFORMATION DISCLOSURE STATEMENT Joachim HASCH et al. BY APPLICANT (Use several sheets if necessary) Filing Date Group January 13, 2005 U.S. PATENT DOCUMENTS EXAMINER FILING DATE INITIAL DOCUMENT NUMBER DATE NAME 22412 224 178112 IF APPROPRIATE 2003/0029116 2/13/03 Moriau et al 2003/0029117 2/13/03 Moriau et al 2 7 4 5 9/23/86 Hovde 12/31/85 Harter et al. 5 6 12/29/87 Brightwell 5 9 0 7 7/11/89 Meek 6 3 2 4 3/31/87 Ezard 8 3 8 0 6 5/23/89 Niese et al. 0 3 1 4 8/31/65 Soddy 11/1/66 0 King, Jr. 2/6/73 Curran 2 6 3 0 8/23/66 Omholt 3 3 5 2 1/19/71 Costanzo Jr. 1/12/71 3 5 5 3 9 9 Omholt 12/2/80 Waite 8/12/69 Braeuninger et al. 9/23/75 3 8 Ω 3 Hettich 3 Я Ω 2 2 9 3 9/2/75 Witt et al 3 9 . 8 5 3 2/3/76 Elmendorf et al. 2/11/03 6 1 6 5 7 9 l Pervan 1/1/35 Mitto FOREIGN PATENT DOCUMENTS TRANSLATION DOCUMENT NUMBER DATE COUNTRY 22412 STIRCLASS NO 11/26/83 FR 2 2 3/10/66 DE n 0 11/14/95 .IP 9/24/98 19 7 0 1 DE 1 5 3 4 2 7 8 2/18/66 DE 19 2 2 4 8 12/22/00 DE 9 5 9 2 3 3/20/95 JP OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) EXAMINER DATE CONSIDERED *EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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FORM PTO-1449 U.S. Department of Commerce Atty. Docket No. Application No. P27125 Patent and Trademark Office 10/521,151 Applicant INFORMATION DISCLOSURE STATEMENT Joachim HASCH et al. BY APPLICANT (Use several sheets if necessary) Filing Date Gmun January 13, 2005 U.S. PATENT DOCUMENTS FXAMINER FILING DATE SI IBCI ASS IF APPROPRIATE INITIAL DOCUMENT NUMBER DATE NAME 22412 4 4 2 6 2 0 1/24/84 Terbrack et al. 8 3 0 2 0 0 11/4/47 Wilson 0 0 1/7/75 Webster 9/1/70 Brancaleone 4/3/01 0 9 2 Tychsen 8 ĥ 8 3 7/16/02 Martensson et al. 5 6 7/15/03 Palsson 1 8 7 2 3 7 8/25/98 Finkel Jr. 9 7 1 8 9/16/30 Langb'aum 0 7 8/15/00 Martensson 2/12/02 5 4 8 1 Nelson 12/10/02 Moriau et al. 6 4 9 0 8 3 2002/0046528 4/25/02 Pervan et al 7 7 2 8/10/04 Thiers et al. 2004/0105994 RANA Lu et al. 4 2/12/84 1 Brineau FOREIGN PATENT DOCUMENTS TRANSLATION DOCUMENT NUMBER DATE COLINTRY CLASS SUBCLASS NO 0 9 0 3 4 5 3/24/99 EP FP 4 1 7/23/03 00 1 0 5 4 2/10/00 WO 10/27/77 EP 6 1 R 0 7 1 6 1 9/18/68 1 9 4 5/16/78 1 5 8 5 12/12/91 FS 2 8 3 3 3 1 5/16/85 WO 01 1 6 6 7 R 9/13/01 99 1 6 R 5 2 12/23/99 WO 6 WO 00 1 6 6 8 11/9/00 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) FXAMINER DATE CONSIDERED *EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Applicant Joachim HASCH et al.

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